

DECLARATION AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

FLUID DIFFUSION LAYERS FOR FUEL CELLS

the specification of which was filed as U.S. Patent Application Serial No. 09/951,655 on September 13, 2001.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, section 119(a)-(d) or section 365(b) of any foreign application(s) for patent or inventor's certificate, or section 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application on which priority is claimed:

NONE.

I hereby claim the benefit under Title 35, United States Code, section 119(e) of any United States provisional application(s) listed below:

NONE.

I hereby claim the benefit under Title 35, United States Code, section 120 of any United States application(s), or section 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in such prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, section 1.56(a) which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application:

U.S. Patent Application Serial No. 09/662,437,
filed September 15, 2000.

I hereby appoint:

George P. McAndrews	Reg. No. 22,760
John J. Held	Reg. No. 21,061
Timothy J. Malloy	Reg. No. 25,600
William M. Wesley	Reg. No. 26,521
Lawrence M. Jarvis	Reg. No. 27,341
Gregory J. Vogler	Reg. No. 31,313
Jean Dudek Kuelper	Reg. No. 30,171
Herbert D. Hart III	Reg. No. 30,063
Robert W. Fieseler	Reg. No. 31,826
Thomas J. Wimbiscus	Reg. No. 36,059
Steven J. Hampton	Reg. No. 33,707
Priscilla F. Gallagher	Reg. No. 32,223
Stephen F. Sherry	Reg. No. 30,590
Patrick J. Arnold Jr.	Reg. No. 37,769
George Wheeler	Reg. No. 28,766
Ronald E. Larson	Reg. No. 24,478
Christopher C. Winslade	Reg. No. 36,308
Edward A. Mas II	Reg. No. 37,179
Gregory C. Schodde	Reg. No. 36,668
Edward W. Remus	Reg. No. 25,703
Donald J. Pochopien	Reg. No. 32,167
Sharon A. Hwang	Reg. No. 39,717
David D. Headrick	Reg. No. 40,642
Dean D. Small	Reg. No. 34,730
Alejandro Menchaca	Reg. No. 34,389

Kirk A. Vander Leest	Reg. No. 34,036
Richard T. McCaulley, Jr.	Reg. No. 41,977
Anthony E. Dowell	Reg. No. 39,661
Peter J. McAndrews	Reg. No. 38,547
Jonathan R. Sick	Reg. No. 43,920
Eligio C. Pimentel	Reg. No. 42,076
James P. Murphy	Reg. No. 40,741
Dean A. Pelletier	Reg. No. 45,007
Michael B. Harlin	Reg. No. 43,658
James R. Nuttall	Reg. No. 44,978
Jeffrey D. Wheeler	Reg. No. 39,066
Timothy L. Harney	Reg. No. 38,174
Joseph M. Barich	Reg. No. 42,291
Scott P. McBride	Reg. No. 42,853
Patricia J. McGrath	Reg. No. 44,919
Sandra A. Frantzen	Reg. No. P-48,799
Christopher V. Carani	Reg. No. 44,049
Jennifer E. Lacroix	Reg. No. 46,852
Joseph F. Harding	Reg. No. P-48,450
Joseph M. Butscher	Reg. No. P-48,326
Stephen M. Miller	Reg. No. 40,728
Troy A. Groetken	Reg. No. 46,442
Michael J. Fitzpatrick	Reg. No. P-48,510
John A. Wiberg	Reg. No. 44,401

the address and telephone number of each of whom is McAndrews, Held & Malloy, Ltd., 500 West Madison Street, 34th Floor, Chicago, Illinois 60661, 312/775-8000, as our attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Please direct telephone calls to Robert W. Fieseler at (312) 775-8123. Please direct facsimiles to Robert W. Fieseler at (312) 775-8100.

Please address correspondence to:

Robert W. Fieseler
 McAndrews, Held & Malloy, Ltd.
 500 West Madison Street, Suite 3400
 Chicago, Illinois 60661

I hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor Paul D. Beattie

Inventor's signature P.D. Beattie Date 8TH Nov., 2001

Residence Address #6 - 301 Afton Lane
 Port Moody, B.C.
 Canada V3H 3V8

Citizenship: United Kingdom

Post Office Address: Ballard Power Systems Inc.
 9000 Glenlyon Parkway
 Burnaby, B.C.
 Canada V5J 5J9

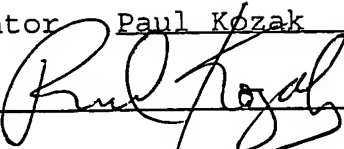
Full name of second inventor David P. Wilkinson

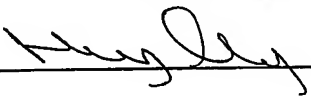
Inventor's signature D.P. Wilk Date Nov. 19th, 2001

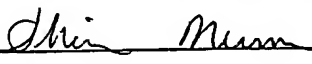
Residence Address 1391 Coleman Street
 North Vancouver, B.C.
 Canada V7K 1W4

Citizenship: Canadian

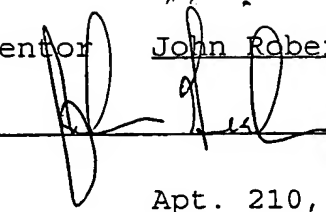
Post Office Address: Same as first joint inventor

Full name of third inventor Paul Kozak
Inventor's signature  Date Nov. 6, 2001
Residence Address 34764 Pakenham Place
Mission, B.C.
Canada V2V 7A6
Citizenship: Canadian
Post Office Address: Same as first joint inventor

Full name of fourth inventor Haijiang Wang
Inventor's signature  Date Nov. 9, 2001
Residence Address 4330 Maywood Street, Apartment 103
Burnaby, B.C.
Canada V5H 2J7
Citizenship: Canadian
Post Office Address: Same as first joint inventor

Full name of fifth inventor Sheilah Neumann
Inventor's signature  Date Nov. 15, 2001
Residence Address 202-1264 West 11th Avenue
Vancouver, B.C.
Canada V6H 1K5
Citizenship: Canadian
Post Office Address: Same as first joint inventor

Full name of sixth inventor John Robert Gordon

Inventor's signature  Date Nov. 9, 2001

Residence Address Apt. 210, 289 Alexander Street
Vancouver, B.C.
Canada V6A 4H2

Citizenship: Canadian

Post Office Address: Same as first joint inventor

Full name of seventh inventor Kelvin Keen-Ven Fong

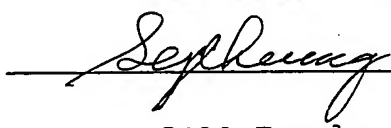
Inventor's signature  Date Nov. 5/01

Residence Address 5338 Parker Street
Burnaby, B.C.
Canada V5B 1Z7

Citizenship: Canadian

Post Office Address: Same as first joint inventor

Full name of eighth inventor Sonia Geillis Wong-Cheung

Inventor's signature  Date Nov. 6th, 2001

Residence Address 5439 Forglan Drive
Burnaby, B.C.
Canada V5H 3K8

Citizenship: Canadian

Post Office Address: Same as first joint inventor

Full name of ninth inventor Michael Todd Davis

Inventor's signature Michael Todd Davis Date Nov 5/01

Residence Address 2623 Lurio Crescent
Port Coquitlam, B.C.
Canada V3B 7Z9

Citizenship: Canadian

Post Office Address: Same as first joint inventor

Full name of tenth inventor Bien Chiem

Inventor's signature Bien Chiem Date NOV 19 /01

Residence Address 7281 - 11th Avenue
Burnaby, B.C.
Canada V3N 2M9

Citizenship: Canadian

Post Office Address: Same as first joint inventor

Full name of eleventh inventor Lynn C. Erickson

Inventor's signature Lynn C. Erickson Date Nov. 8, 2001

Residence Address First Floor, 2995 West 34th Avenue
Vancouver, B.C.
Canada V6N 2J9

Citizenship: United States of America

Post Office Address: Same as first joint inventor